

**Special Meeting Minutes
Wednesday, June 17, 2009
Meeting Scheduled Start Time: 10:00 AM**

**BOARD OF SUPERVISORS
Maricopa County, Arizona
(and the Boards of Directors of the Flood Control
District, Library District, Stadium District, Improvement
Districts, and/or Board of Deposit)**



"The mission of Maricopa County is to provide regional leadership and fiscally responsible, necessary public services to its residents so they can enjoy living in healthy and safe communities"

Board Members

Max Wilson, District 4, Chairman
Fulton Brock, District 1
Don Stapley, District 2
Andrew Kunasek, District 3
Mary Rose Wilcox, District 5

County Manager
David Smith

Clerk of the Board
Fran McCarroll

Meeting Location
Sullivan Conference Room
301 W. Jefferson, 10th Floor
Phoenix, Arizona 85003

BOARD OF SUPERVISORS

The Board of Supervisors of Maricopa County Arizona convened in Special Session at 10:00 AM on Wednesday, June 17, 2009, in the Sullivan Conference Room with the following members present: Don Stapley, Vice Chairman, District 2; Fulton Brock, District 1 (entered late); Andrew Kunasek, District 3; Mary Rose Wilcox, District 5. Absent: Max Wilson, Chairman, District 4. Also present: Fran McCarroll, Clerk of the Board; David Smith, County Manager; and Bruce White, Deputy County Attorney.

The Clerk provided a copy of the following statement to members of the County Attorney's Office attending any of the items on this agenda.

For the record, the Board has previously expressed concerns about the adversarial positions that the county attorney's office has often taken against the Board. This concern has caused the Board to retain independent counsel to analyze this apparent ethical conflict and to take actions that may be warranted. The analysis and response is ongoing. In light of these concerns, the Board in no way waives any conflict or ethical issues that exist as a result of the county attorney's presence here.

Human Services

1. AMENDMENT TO IGA WITH CITY OF GLENDALE FOR SPECIAL TRANSPORTATION SERVICES

Approve Amendment No. 2 to Intergovernmental Agreement (IGA) between the City of Glendale and Maricopa County through the Human Services Department (HSD) Special Transportation Services to increase the funding for FY 2008-09 by \$3,500 for a new aggregate not-to-exceed amount of \$98,500.

This amendment is effective from date of Board of Supervisors approval through June 30, 2009. All other terms and conditions of the Intergovernmental Agreement remain in full force and effect.

The transportation service will be provided to the City's elderly, disabled and low-income participants for travel throughout Maricopa County. Indirect costs are recoverable within this contract at a rate of 15.2%, which is the approved indirect cost rate for FY 2008-2009. The indirect costs are estimated to be \$12,996 for the entire contract, all of which are recoverable. (C-22-09-108-M-00) (C-22-09-108-M-02)

Motion to approve by: Supervisor Wilcox, Seconded by: Supervisor Kunasek
Ayes: Kunasek, Stapley, Wilcox
Absent: Brock, Wilson

2. AMENDMENT TO MARICOPA COUNTY FY2009-10 HEAD START/EARLY HEAD START BASE FUNDING GRANT

Approve Amendment No. 1 to accept funds and increase the Maricopa County FY2009-10 Head Start/Early Head Start Base Funding Grant (C-22-09-134-G-00) by \$575,007 for a not-to-exceed amount of \$19,577,368. The purpose of this amendment is to increase the original Head Start/Early Head Start Base Grant with supplemental grant funds for a 3.06% Cost of Living Adjustment (COLA) for FY2009-10. This supplemental COLA grant is funded by U.S. Department of Health and Human Services (DHHS)/Administration for Children and Families (ACF)/Office of Head Start (OHS), 09CH7096. The sub-recipient (delegate agency) of this grant receives \$215,244 of the supplemental funds. The Human Services Department current negotiated DHHS indirect rate for FY2008-09 is 15.2% while the FY 2009-10 indirect rate is 18% (pending negotiation). The estimated recoverable indirect expenses are \$47,467 and the estimated unrecoverable indirect expenses are \$8,744. Grant indirect expenses may be incurred by the Human Services Department or Maricopa County for the administration of this grant. This amendment is effective July 1, 2009 through June 30, 2010. The overall grant budget will be adjusted as necessary to accommodate this grant through a future reconciliation.

On April 13, 2009, Maricopa County Head Start Zero-Five Program received notification that we were eligible to apply for \$575,007 in base Cost of Living Adjustments (COLA) in supplemental funding for Head Start and Early Head Start for FY2009-10. These COLA funds are required to be used for salary increases for staff. In our COLA funding application, the program requested a waiver from increasing salaries since we had already done so based on a 2008 market salary study. These supplemental COLA funds will instead be used to reimburse our base grant (C-22-09-134-G-00 approved May 13, 2009) for the cost of the salary increases. This will allow the program to restore 9 teacher assistant positions that were eliminated to fund the market salary increases and create an Early Head Start Family Case Specialist (0.5 FTE). The program has discussed our plan with the Region IX Office of Head Start and they believe our request will be approved. The supplemental funds require a twenty-five percent match (\$143,752) from in-kind contributions. The grant and matching funds do not include any Maricopa County General Funds. The Board of Supervisors Resolution (C-06-09-283-6-00) adopted on March 18, 2009, "delegates to the Chairman of the Board of Supervisors the authority to sign grant applications in compliance with grant policy guidelines in which the grantor requires the Chairman's signature." The above resolution enabled the program to obtain the Chairman's signature so an application could be submitted by the May 2009 deadline. (C-22-09-134-G-01)

Motion to approve by: Supervisor Wilcox, Seconded by: Supervisor Kunasek
Ayes: Kunasek, Stapley, Wilcox
Absent: Brock, Wilson

3. HEAD START/EARLY HEAD START AMERICAN RECOVERY AND REINVESTMENT ACT COST OF LIVING ADJUSTMENTS AND QUALITY IMPROVEMENT GRANT FUNDING

Accept the grant funds through the American Recovery and Reinvestment Act (ARRA) for Head Start/Early Head Start Funding in the amount of \$1,276,679 from U.S. Department of Health and Human Services (DHHS)/Administration for Children and Families (ACF)/Office of Head Start (OHS) to Maricopa County through its Human Services Department for Cost of Living Adjustments (COLA) and Quality Improvement (QI). The term of the grant is from July 1, 2009 through September 30, 2010. The sub-recipient (delegate agency) of this grant receives \$549,775 of the funds and \$57,818 is for a sub-contract. The Human Services Department current negotiated DHHS indirect rate for FY2008-09 is 15.2% while the FY2009-10 indirect rate is 18% (pending negotiation). The estimated recoverable indirect expenses are \$88,283 and the estimated unrecoverable indirect expenses are \$16,262. Grant indirect expenses may be incurred by the Human Services Department or Maricopa County for the administration of this grant.

On April 13, 2009, Maricopa County Head Start Zero-Five Program received notification that we were eligible to apply for \$1,276,679 in ARRA Cost of Living Adjustments (COLA) and Quality Improvement (QI) funding for Head Start and Early Head Start. The ARRA COLA funds are required to be used for salary increases for staff. In our application, we requested that the ARRA COLA funds be used to reimburse our base grant for salary increases that were awarded from a 2008 market salary study. The base grant funds could then be used to restore five teacher assistant positions that were eliminated to fund the market salary increases and create an Early Head Start Family Case Specialist (0.5 FTE). Our application also requested the ARRA QI funds create seven new positions that would improve the quality of services provided (see the attachment "2010 ARRA COLA QI Funding for HS EHS AGENDA ATTACHMENT.doc" for additional information) and provide staff training through existing contracts. The program has discussed our plan with the Region IX Office of Head Start and they believe our request will be approved. The ARRA funds require a twenty-five percent match (\$319,170) from in-kind contributions. The grant and matching funds do not include any Maricopa County General Funds. (C-22-09-154-G-00)

Motion to approve by: Supervisor Wilcox, Seconded by: Supervisor Kunasek
Ayes: Kunasek, Stapley, Wilcox
Absent: Brock, Wilson

Item No. 4 was taken out of order and followed item No. 6.

Office of Enterprise Technology

5. INCREASE REVENUE AND EXPENDITURES FOR THE OFFICE OF ENTERPRISE TECHNOLOGY

Per A.R.S. Section 42-17106(B), approve an increase in revenue and expenditures for the Office of Enterprise Technology (410) Telecommunications Fund (681) Operating (0000) for Fiscal Year 2008-09 by \$3,200,000. This increase is due to the increased demand in customer driven work orders and carrier provided services and the restoration of the radio towers and facilities following the fire at White Tank on October 22, 2008. Revenue from charges for parts and services will offset the increased expense. This adjustment will require offsetting revenue and expenditure adjustments to Elimination Department (980), Eliminations Fund (900) Operating (0000) by \$3,200,000. These adjustments will result in a countywide net impact of zero. (C-41-09-010-2-00)

Motion to approve by: Supervisor Wilcox, Seconded by: Supervisor Kunasek
Ayes: Kunasek, Stapley, Wilcox
Absent: Brock, Wilson

Public Fiduciary

6. TRANSFER OF EXPENDITURE AUTHORITY FOR PUBLIC FIDUCIARY VACATION PAYOFF

Pursuant to A.R.S. §42-17106(b), approve the transfer of expenditure authority in the amount of \$60,000 from the FY 2008-09 Non-Departmental (470) General Fund (100) Unreserved Contingency (4711) Non-Recurring/Non-Project (0001) to a new line item in Non-Departmental (470) General Fund (100) Other Programs (4712) Non-recurring/Non-Project (0001) entitled "Public Fiduciary PTO Payout." This action authorizes the transfer of contingency funds to cover the significant Personal Time (PTO) payout costs for employees retiring through the FY 2008-09 Retirement Health Plan Enhancement Program. (C-34-09-003-2-00)

Motion to approve by: Supervisor Wilcox, Seconded by: Supervisor Kunasek
Ayes: Kunasek, Stapley, Wilcox
Absent: Brock, Wilson

~ Supervisor Brock entered the meeting ~

Note: Item #4 was taken out of order.

Management and Budget

4. AMEND THE BUDGETING FOR RESULTS ACCOUNTABILITY POLICY

Approve amendments to the Budgeting for Results Accountability Policy (B1001).

The proposed amendment adds a provision to the policy requiring that costs ~~exceeding \$1,000~~ to fulfill a records request from one department (as defined in the Policy) to another shall be charged to the budget of the requesting department. (C-49-09-067-2-00)

The Clerk announced a change to the agenda language prior to the vote, which was to delete "exceeding \$1,000" in the description to better align with the corresponding policy amendment.

Motion to approve by: Supervisor Kunasek, Seconded by: Supervisor Wilcox
Ayes: Kunasek, Stapley, Brock, Wilcox
Absent: Wilson

7. EXECUTIVE SESSION

Vote to convene in Executive Session to consider the items on the Special Executive Agenda dated June 17, 2009, pursuant to the statutory authority listed for each item.

Motion to approve by: Supervisor Kunasek, Seconded by: Supervisor Brock
Ayes: Kunasek, Stapley, Brock, Wilcox
Absent: Wilson

MEETING ADJOURNED

Following discussion on the Executive Session agenda for June 17, 2009, and there being no further business to come before the Board, the meeting was adjourned.

ATTEST:

Don Stapley, Acting Chairman of the Board

Fran McCarroll, Clerk of the Board